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OFFICE OF PETITIONS

In re Application of

Glick, et al.

Application No. 09/702,489

Filed: October 31, 2000

Attorney Docket No. BRM0002

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ON PETITION

This is a decision on the renewed petition under the unintentional provisions of 37 CFR 1.137(b), filed February 11, 2008, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to timely file a reply within the meaning of 37 CFR 1.113 to the final Office action mailed September 9, 2004. The final Office action set a shortened three month period of time for reply. No extensions of time pursuant to the provisions of 37 CFR 1.136(a) were obtained. While multiple submissions were received, none placed the application in condition for allowance, as advised by the multiple Advisory Actions previously mailed. Accordingly, the date of abandonment of this application is December 10, 2004. This decision precedes Notice of Abandonment.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a Request for Continued Examination (RCE) (including fee and the submission required by 37 CFR 1.114); (2) the required petition fee; and (3) a proper statement of unintentional delay.

It is noted that petitioners have been charged twice for the petition fee. A refund has been requested from the Finance Office, Refund Section.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 3205.

This application is being referred to Technology Center AU 3626 for processing of the RCE and for appropriate action by the Examiner in the normal course of business on the amendment submitted in accordance with 37 CFR 1.114.

Alesia M. Brown
Petitions Attorney
Office of Petitions